App F IX 4

Previous References
Mil Dep No 61 46

1946 47
(mil)

File No 10-47-
Serial Nos 25, 26

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for Sept 47

SUBJECT

Payment of rent of dispensary building Marathalli Bangalore city

R 9360 & 16-9-47

To Senior Surgeon in Mysore

Sir,

I am directed to say that the rent of the dispensary may be paid to the person who has produced the letter of authority

G R S III—3]

6HP/7 3147/Law

ROUTINE NOTES

[To be used only for notes, requisitions, etc , not intended for permanent record

Letter no C 2821-1 (Encls)
d -6- 46 from the Surveyor
Surgeon re Pty N's Law regarding
advice re matter of payment
of rent of D dispensary building
Medallie

subject- Under the Manual of Law
for ordinary Affairs of Civil
Population Land may not
be taken [illegible] the
[illegible] of Affairs the
[illegible] Medical
[illegible] Board for removal in the Law
in Ameerabad A Gs

A.

NWA CBR
5.6.46 8/6

Rec'd 7/6/46

Mr CP
W 8/6

N B —should routine notes be written on small slips the notes must be copied or slips pasted on this form

The dispensary located in Medallie is a Municipal Dispensary and it is not-Vernon who pays the rent for the building-whether the Govt. or the Municipality.

WD 0873—GPB—25 000—20 11 45

6441/12

3) The S.S. will be consulted regly.
if approved.
G 29/6 4) Where the premises is not
W have the Corp. or the applicant
if the building is to be sent
5) The premises is written
according to the document
executed, the claimant is entitled
to receive the rent- Examine & report

MD
29/6

6) Mr. Hasan Syed Abdul is the nephew of the late
late Hasan Syed Abdur Rahman, the owner of the building
at Mavalli wherein the dispensary is located. According to
the Registered Will of Mr. Hasan Syed Abdul is the owner.
It is not known whether there are any other claimants and
it is for orders whether the present claimant may not
be asked to produce a succession certificate from a
Court of Laws. N Subs for orders

G 2/7 7) The building is taken up by the
W City Municipality perhaps for the location
if the dispensary Mr may therefore
be transferred to K.S.T. Bn for disposal
(L.S.G. Bn)

MD
2/7

308
1/7/17

Mr Hasan Syed Abdul

~~6441~~ 908-48

8) It is for consideration if the present claimant may not be asked to produce a Succession certificate from a competent Court of Law, as a precautionary measure

9) The payment of the rent to the present claimant is a matter for local enquiry and decision by the Officers concerned

A/ 10) The Law Section will be consulted in the matter

11) ~~A~~ may be done

Rec'd 5/7

12) Information in the matter

Rec'd 10/7

13) Letter from the Secretary to the Government of India in the Department of Supply (C2821-3 dated 8.7.46) - Allotment of the National Standard Plant in the DC

14) Letter from the Secretary to the Government of India in the Department of Supply (C2821-3 dated 8.7.46) - Allotment of the National Standard Plant in the DC

3149 √ 18th ult/Law

Payment + rent + disposing by Nurse (c

15) Then are two claimants for the rent in question, one claiming through a will, and another by intestacy on the ground that the latter has not proved either a probate or letters of administration of the will & the above is satisfactory proof of title. It appears better to direct the parties to produce a certificate of title (summons certificate) from a competent Ecclesiastical Court there, instead of making Chancery proceedings

753/17

NKH 17/7 17 16

16) The parties may be allowed to produce a succession certificate & the rent may be paid to the person that produces it

Lawless) 17/7

17 JULY 1917 Solicitor's Office

Rev Surg WC) 17) SK 18/7 18/7

8-wo 609 8 23/7 18) A draft reply is accordingly put up. 19) May be approved & sent in accordance with the opinion at para 16 supra

21/7

20) Dft SLO to issue forms, Rent Dept for this branch 23/7 23/7 Ins

609/L

2) As this is a case relating to the payment of rent of the Municipal dispensary at Mavalli, it is proposed to send a reply from the L.S.G. Branch

1) Refer para 20 supra — vide also para 24/7

2

Recommended) L
24/7 ME

3) Issue sd/-
26/7
L

TO The Senior Surgeon
Municipal Town

TYPING SECTION
26 JULY 1946

L 1443-G dt 31-7-46
Directs that the parties may be asked to produce a Succession Certificate

from the Senior Surgeon
C 2821 7 dated 26-5-47

Sd/-
L

Sets a copy of the letter of administration issued by the District Judge, Bangalore, in favour of Hakim Syed Abdul Mahmood alias

5/62 96475

Bhaskar enquires of the next due on the municipal dispensary building at Mavallur, Bangalore City may be paid to him. Though he has not produced a succession certificate

24) The Law Section will be consulted on the matter

25) Draft opinion in the matter (vide para 16 & 17 supra)

Law Br 2/6

fr 10/6

subdl -

26) Sd - seen from the letters of 'P' Administrator (for A') that on Syed Abbas Sahib (executor - letters on the demise) - granted appointed administrator and not on Syed Mahmud (appointed by the Same Surgeon) - for A' Sd - not clear whether the building in which the municipal dispensary - located

5162/Cus

Payment to Ronald McDonald 9647

in the same manner as the

last schedule annexed to the

Letters of Administration showing how

A | assessment of it is made, that

could be no objection to payment

of the said to the executors Syed Abbas

Sahib

MM 16/6/47 16/6

2) A. This information

may kindly be furnished

for 16/6

Asstt Secy (Legal)

wcc

17/6/47

2) A draft letter calling for the above

information is put up

TREASURY
10 JUNE 1947
CALCUTTA

16/6

2) Despatch

16/6/47

To

The Senior Surgeon

17-9-47 dt 21-6-47

Calls for the information

Sub Asst

9647/346 L 4.8.47 Law

From the ~~Dy~~ Senior Surgeon in Mysore
C 2821 dated 15-7-47

Sates that the building in which the Municipal dispensary at Mavalli is located is the same as the one mentioned in the schedule annexed to the letter of Administration

30) This will be sent to Law Branch with reference to para 27 of the notes Supra

31) In forwarding further remarks - refer para 27 supra

Law Dept WRC) for 24/7/47

W RRG 21/7

Ful/7

32 Kind reference is invited to para 26 supra
As between the two claimants to the suit, the person who has produced the letters of Administration is entitled to receive the rent

33) The mistakes pointed out in the Senior Surgeon's letter (vide para 26), also Fl A, are not at all clarified it is seen that Syed Abbas is granted the letters and not Syed Shah as reported by the Senior Surgeon (Fl A), although this was pointed out previously

34) Again, it is not clear whether the building rented out

346 ✓ W 8/Cau

Payment & mt-, Nanda M dispensary

tallies with the description mentioned in the schedule though the Senior Surgeon reports that the building is the same But the description of the building given by the counter-petitioner appears to be different

35 The Administrative Secretariat have not at all clarified these discrepancies As between the two claimants, however, the party who has produced the letters is entitled to receive the rent, if the building is specifically mentioned in the schedule to the Letters of Administration This will have to be verified again by the Administrative Secretariat

491
29 JULY 1947
GUK

fr 28/7

Law Secy)

Jt Asst Secy A S G wle)

36. SK 29/7
fr 29/7

Jt 29/7 wg

35) Send with a draft reply accordingly to the Director, Senior Surgeon in Mysore

24/81 Jdl

By Jt Secy

To

The Senior Surgeon in Mysore
216 4 dt 7-8-47
Jt Secy accordingly

Sent

13235 346.

From the Senior Surgeon in Mysore

C 2821 d 2-9-47

States that Mr Syed Abbas Saheb is appointed as administrator and that the Municipal Council is the Source

40/ Submit concl a draft reply to the Senior Surgeon

11 SEP 947

For personal discussion

11/9/47

To The Senior Surgeon

9310 d 16-9-47.

Directs that the record may be handed to the person who has produced the letter of Authority

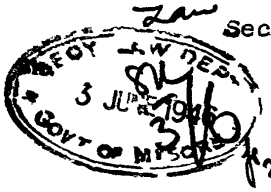
No 46] **GOVERNMENT OF MYSORE** 3149 Law

No C2&21-1 **OFFICE OF** the Senior Surgeon in Mysore,
Encls 3 (one wdl)
Bangalore,

Date 16 May 1946

To

The Legal Remembrancer
Law
&
Secretary to Government, Law Department,
Bangalore



Payment of rent of Dispensary building, Mavalli

I have the honour to state that the owner of the building in which the Municipal Dispensary, Mavalli is located having died, the rent for the building is now claim ed by one Mr Hakim Syed Abbas as per the last registered will left by the Owner In enclosing herewith the documen received in support of the claim, I request you to advise me if the rent of the building can be paid to the claimant- Mr Hakim Syed Abbas

I have the honour to be
Sir,
You most obedient servant,

Senior Surgeon

To L1443/8
WILCOE'S Muddam

The Senior Surgeon

Mysore, Blore

Payment of the rent of the
Municipal dispensary building at Mavalli
Bluerath

Sir,

With reference to your No
even C2821-1 dated 7-6-46 on the
above subject, I am directed to
state that the parties may be
asked to produce a Succession certificate
and the rent of the above building
may be paid to the person that

Produces he, Same

The will and other enclosures are herewith, returned

Yours truly

for Revenue Officer to Exe-

cutive no. 1444 dated 3/7 46

Copy w.c.t. Municipal Town

Clerk, for info.

Yours

for Revenue Officer

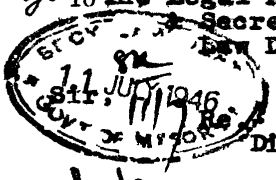
Produced the Letter of Authority

GOVERNMENT OF MYSORE 184 Law

OFFICE OF the Senior Surgeon in Mysore,
Bangalore,

No C 2821-3 Dated 8th July 46

To The Legal Remembrancer
Secretary to Government,
Law Department, Bangalore



Sir, Re: Payment of rent of the Dispensary Building, Mavalli.

In continuation of this Office letter No C 2821 dated 2-7-46 on the above subject, I have the honour to forward herewith a copy of letter dated 26-6-46 received from the Advocate of a counter party who claim ownership of the property In view of this conflicting claim, I request you to furnish me with your opinion in the matter

I have etc ,

Senior Surgeon

PTO

Copy of letter dated 26-6-46 received from Mr G C Veerappa, Advocate, 105 Cottonpet, Bangalore city to the Senior Surgeon to the Govt of His Highness the Maharaja of Mysore. Bangalore

---

Under instruction of my clie... Hakim Syed Sha Mahmood alias Bhakar, Muslimpur, Unani Medical Hall, Vaniambadi, North Arcot District, I write to state as follows.-

(1) That the schedule property in which Municipal Dispensary is situated and also the quarters have been taken on lease by your Department from one Hakim Syed Abdul Rahman who died 2 months back without marriage My client is the nearest heir of the deceased being the said Abdur Raham Saib's uncle's son and hence my client is entitled to the building and the rent thereof.

Therefore my client requests that the rent of the building is to be paid to him and to no one else

In case it is paid to others, your Department will be held responsible for his loss

Schedule

Door No 884, Dodmavalli High Road, Bangalore City bounded on the East by Husain Saib Lane, West by Chintal Venka-tappa Lane, South by Byamma's house and North by Main Road

---

LNS

G R S III—3]

2627/7 1874/Con

ROUTINE NOTES

To be used only for notes, requisitions, etc , not intended for permanent record]

3149/Con

subject — The former reference was referred to the Medical Branch under the Manual of Clerical Duties & Regulations & that Office then will be good to the subject for any action called for

A/ A. G's

MWA 11/7 Office 11/7 Amended) for 11/7 WPC

MCP W 11/7

N B —Should routine notes be written on small slips the notes must be copied on slips pasted on this form

WD 0873—GPB—25 000—20 11 46

The previous file was transferred to Z&G Div. This may also be transferred

Thanks for forms. Will get early
reply to Nov 85

Andrew

184
Law 3149/Law

subd-

Another remark on the same subject and some remarks of the Senior Surgeon re 184/Law was referred to the Medical Board on 11 ? ult, if agreed the file will be sent to the Medical Branch for further report the reference to Law Branch upon being given

MRR 12 ? 4 17/7

Gs.

17/7

Advising Legal opinion)

Subject matter may be kindly stated

Law Br)
TV
13/7

The entire file will be sent to the Law Branch

TV
15/7

Law Br)

MRR
15/7

No. 17247
dt. 21/6/47

To

Senior Surgeon
The ~~Municipal Commissioner~~ Mysore

Bangalore

Subj - Payment of rent of the dispensary building at Mavalli - Bangalore City

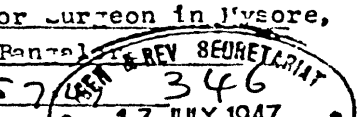
Sir,

With reference to your letter no C 2821-7 dated 26-5-47 on the above subject, I am directed to enquire whether the building in which the Municipal dispensary ~~situated~~ located is the same as the one mentioned in the Schedule annexed to the Letter of Administration of Lingaraja Urs deceased

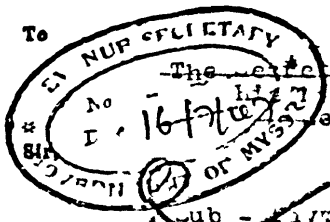
C F No. 46] **GOVERNMENT OF MYSORE**

No C2821-11 OFFICE OF The Senior Surgeon in Mysore,
Encls Bangalore

Date 15/7/47



To



The Secretary to the Government of [illegible]
Sir, Revenue Department, Bangalore

Sub - Payment of rent of the dispensary building at Lavalli, Bangalore City

- - -

With reference to your letter No.L 17247 dated 21st June 1947 on the above subject, I have the honour to state that the building in which the Municipal Dispensary, Lavalli is located is the same as the one mentioned in the schedule annexed to the letter of Administration

I have the honour to be,
Sir,
Your most obedient servant,

Senior Surgeon

RVD

L2164/M Dt 7-8-47

To

The Senior Surgeon in Mysore

Subj -- Payment of rent of the dispensary building at Mavalli - Bangalore city

Sir,

With reference to the correspondence ending with your letter No. C 2821-11 dated 15-7-47 on the above subject, I am directed to point out that it is seen from the Letters of Administration that the Mr Syed Abbas Saheb is appointed Administrator and not Mr Syed Shah as reported by you

Again it is not clear whether the building rented out tallies with the description mentioned in the Schedule, as the description of the building given by the Counter petitioner appears to be different

The above two points may be finally verified & reported to Govt for orders before making any payment

I am to add that as between the two claimants to the Suit, the person who has produced the

letters of Administration is entitled to [redacted]

Yours
for
[redacted]

C F No 46] **GOVERNMENT OF MYSORE** Mdl 10-47-25

No C2821-13 **OFFICE OF** The Senior Surgeon in Mysore,
Encls Bangalore

Date 2 9 47

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department, Bangalore

Sir,

Sub:- Payment of rent of the dispensary building at Mavalli, Bangalore City

With reference to your letter No L 2164/III dated 7-8-1947 on the above subject, I have the honour to state that the District Medical Officer, Bangalore reports that Mr Syed Abbas Saheb is appointed as Administrator as seen from the letters of Administration The building rented out is the same and it was bearing Municipal No 72 then and has since been changed to No 70

I have the honour to be,
Sir,
Your most obedient servant,

Senior Surgeon

TVD

L9360
16/9/47

To

The Senior Surgeon at Mysore

mL10-4-26

Payment of rent of the Dispensary building at Mavalli - Bangalore City Div,

With reference to the correspondence ending with your letter no C 28 21-13 dated 2-9-47, I am directed to state that, as already intimated in this Office letter no 2069 dt 7-8-47, the person who has produced the Letters of Administration is entitled to receive the rent from the owner